

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Order Instituting Rulemaking on the
Commission's Own Motion into Competition for
Local Exchange Service.

Rulemaking 95-04-043
(Filed April 26, 1995)

Order Instituting Investigation on the
Commission's Own Motion into Competition for
Local Exchange Service.

Investigation 95-04-044
(Filed April 26, 1995)
**(FCC Triennial Review
Nine-Month Phase)**

**ASSIGNED COMMISSIONER'S RULING
DENYING REQUEST FOR SHORTENING OF TIME
TO RESPOND TO MOTION**

On November 3, 2004, a motion was filed jointly by MCI, Inc., AT&T Communications of California, Inc., Covad Communications, and the Pure UNE-P Coalition (the Joint Parties) for the Commission to set aside the "Assigned Commissioner's Ruling Setting Aside Submission and Soliciting Comments on Batch Cut Process Adopted by New York Public Service Commission." The Joint Parties also request emergency expedited processing of their motion by the Commission. Specifically, parties seek a waiver of any comment period, or in the alternative, seek a shortening of time until November 10, 2004, for interested parties to respond to the motion.

The Joint Parties' request to shorten time for responses to the motion is hereby denied. Responses to the motion shall be due in accordance with the standard time allotted in the Commission's Rules of Practice and Procedure

(Rules). As prescribed in Rule 45(f), the standard period for responses to motion is within 15 days of the date the motion was served.

IT IS RULED that:

1. MCI, Inc., AT&T Communications of California, Inc., Covad Communications, and the Pure UNE-P Coalition's (the Joint Parties) request to shorten time for responses is denied.
2. Responses to the motion filed by the Joint Parties on November 3, 2004, shall be due in accordance with the standard time allotted in the Commission's Rules of Practice and Procedure (Rules), which is 15 days from the date of service of the motion, as prescribed in Rule 45(f).
3. No replies to responses to the motion shall be permitted.

Dated November 8, 2004, at San Francisco, California.

/s/ SUSAN P. KENNEDY

Susan P. Kennedy
Assigned Commissioner

CERTIFICATE OF SERVICE

I certify that I have by mail, and by electronic mail to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Assigned Commissioner's Ruling Denying Request for Shortening of Time to Respond to Motion on all parties of record in this proceeding or their attorneys of record.

Dated November 8, 2004, at San Francisco, California.

/s/ KE HUANG

Ke Huang

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.